

03560.001250.1



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
HIROSHI SUGITANI ET AL.)
Application No.: 09/360,453)
Filed: July 26, 1999)
For: INK JET HEAD, INK JET)
APPARATUS, AND METHOD)
OF AND APPARATUS FOR)
MANUFACTURING THE HEAD)

Examiner: D. Tugbang
Group Art Unit: 3729

Commissioner for Patents
Washington, D.C. 20231

DECLARATION OF HOWARD S. GREENBERG

Sir:

I, the undersigned HOWARD S. GREENBERG, declare and say that:

1. I am in charge of docketing at the law firm of Fitzpatrick, Cella, Harper & Scinto ("our firm"), 30 Rockefeller Plaza, New York, New York 10112, and have been with the firm since February, 1981.
2. I have checked our firm's docketing records to determine whether an Office Action, allegedly mailed by the Patent and Trademark Office on April 5, 2001, had been received by our firm for the above-identified application.
3. I have reviewed our firm's computerized docketing records relating to this case and conclude that an Office Action mailed April 5, 2001, has not been received by our firm for the above-identified application.

4. More specifically, I have reviewed our firm's day book records for the period April 5, 2001 through April 19, 2001 and our firm's master docket for May 5, 2001. Based on my review of these records, it is my conclusion that our firm has not received an Office Action mailed April 5, 2001, for the above-identified application.

5. I hereby declare that all statements made herein of my own knowledge are true, that all statements made on information and belief are believed to be true, and that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title XVIII of United States Code, and that such willful false statements may jeopardize the validity of this application or any patent issued thereon.

Dated March 8, 2002

Howard S. Greenberg
HOWARD S. GREENBERG